

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

PRISCILLA WINTERS,

Plaintiff,

v.

ANDREW SAUL,¹
Commissioner of Social Security,

Defendant.

No. 4:19-CV-01017

(Judge Brann)

(Magistrate Judge Arbuckle)

ORDER

SEPTEMBER 2, 2020

Priscilla Winters filed this action seeking review of a decision by the Commissioner of Social Security (“Commissioner”) denying Winters’ claim for social security disability benefits and supplemental security income.² In June 2020, Magistrate Judge William I. Arbuckle issued a Report and Recommendation recommending that this Court affirm the Commissioner’s decision and close this case.³ Winters filed timely objections to that recommendation arguing that, for three different reasons, Magistrate Judge Arbuckle erred in concluding that the Commissioner’s decision was support by substantial evidence.⁴

¹ Pursuant to Federal Rule of Civil Procedure 25(d), Andrew Saul, as the successor officer to Nancy Berryhill, Acting Commissioner of Social Security, is automatically substituted as Defendant in this action.

² Docs. 1, 11.

³ Doc. 16.

⁴ Doc. 17.

“If a party objects timely to a magistrate judge’s report and recommendation, the district court must ‘make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.’”⁵ Regardless of whether timely objections are made, district courts may accept, reject, or modify—in whole or in part—the magistrate judge’s findings or recommendations.⁶ Although this Court may have reached a different decision than the Commissioner, given the deferential standard of review that must be applied, the Court finds no error in Magistrate Judge Arbuckle’s conclusion that the Commissioner’s decision is supported by substantial evidence. Consequently, **IT IS HEREBY ORDERED** that:

1. Magistrate William I. Arbuckle’s Report and Recommendation (Doc. 16) is **ADOPTED**;
2. The Commissioner’s decision is **AFFIRMED**;
3. Final Judgment is entered in favor of Defendant and against Plaintiff pursuant to Fed. R. Civ. P. 58 and sentence four of 42 U.S.C. § 405(g); and
4. The Clerk of Court is direct to **CLOSE** this case.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge

⁵ *Equal Emp’t Opportunity Comm’n v. City of Long Branch*, 866 F.3d 93, 99 (3d Cir. 2017) (quoting 28 U.S.C. § 636(b)(1)).

⁶ 28 U.S.C. § 636(b)(1); Local Rule 72.31.